

**INVESTIGATIONS COMMITTEE MEETING
WEDNESDAY, NOVEMBER 1, 2000
MAINE EMS CONFERENCE ROOM, AUGUSTA**

MEETING MINUTES

Present: S. Leach – Chair, R. Doughty, C. Pillsbury, P. Knowlton

Staff: D. White, B. Montejo

Guest: Laura Yustak Smith, AAG; Alan Azzara, Board Member

1. Call To Order: The meeting was called to order at 12:20 p.m.

S. Leach announced that S. Hayes, the Attorney Representative to the Board, and Investigations Committee member has left the Board due to the expiration of his Board appointment.

S. Leach then introduced Alan Azzara as the new Attorney Representative to the Board. Mr. Azzara has expressed an interest in being a member of the Investigations Committee.

A. Additions/Deletions to the Agenda – None

B. Accept Minutes of the October 4, 2000, Meeting

The minutes of the October 4, 2000, meeting were reviewed.

Motion: To accept the minutes of the October 4, 2000, meeting (Pillsbury; Doughty – motion carries).

2. Investigations

A. Barry Nickelsberg – Update

Assistant Attorney General Laura Yustak Smith was present for the purpose of updating the Committee regarding the Barry Nickelsberg investigation.

Alan Azzara indicated that he had been contacted by Mr. Nickelsberg and that Mr. Nickelsberg had asked if Mr. Azzara would be interested in representing him. Mr. Azzara wanted to go on record that he has never represented Mr. Nickelsberg; that Mr

Nickelsberg did not relay any information to him about the pending investigation by Maine EMS; and that he has no intention of representing Mr. Nickelsberg.

L. Yustak Smith recommended that Mr. Azzara abstain from all voting regarding this matter.

She then updated the Committee as to her discussions with Mr. Nickelsberg's attorney.

Motion: To authorize Maine EMS' Attorney General Representative to negotiate a consent agreement with Licensee Barry Nickelsberg that includes the Committee's findings of fact and stipulates a voluntary surrender of Mr. Nickelsberg's license (Pillsbury; Doughty – motion carries).

Motion: That the Committee directs staff to request that the Attorney General, in addition to negotiating a consent agreement with Licensee Barry Nickelsberg, to simultaneously file a complaint in the Administrative Court for the revocation or suspension of Mr. Nickelsberg's Maine EMS license (Pillsbury; Doughty).

B. John Sawicki

Staff reported that the Board had ratified the Committee's decision to file a complaint in the administrative court for the revocation or suspension of Mr. Sawicki's EMS license and Instructor Coordinator certification.

C. Randy Harden

The Committee scheduled an informal conference for Mr. Harden on December 6, 2000 at 1:30 p.m. at Maine EMS.

D. Jason Blake

The Committee scheduled an informal conference for Mr. Blake on December 6, 2000 at 2:30 p.m. at Maine EMS.

E. Todd Levesque

Staff reported that Mr. Levesque has declined to enter into a consent agreement to resolve the investigation against him.

The Committee scheduled an informal conference for Mr. Levesque on December 6, 2000 at 3:15 p.m. at Maine EMS.

F. Paul Morrison

Staff reported that Mr. Morrison has declined to enter into a consent agreement to resolve the investigation against him.

The Committee scheduled an informal conference for Mr. Morrison on December 6, 2000 at 3:45 p.m. at Maine EMS.

3. Applications

a. Paul Dalglish

The Committee discussed the eligibility of Paul Dalglish to be licensed as an EMS provider. Mr. Dalglish has a history of an Assault conviction.

Motion: To enter into a consent agreement with applicant Paul Dalglish in accordance with the recommendations of the Office of the Attorney General and that also provides for the issuance of a conditional license, said condition being that if charges are brought against Mr. Dalglish in any state or Federal court within the 3 year period of the agreement he shall immediately surrender his Maine EMS license (Doughty; Leach – motion carries)

4. Other

- a. Staff updated the Committee on current cases.
- b. S. Leach informed the Committee of a letter that he had received from Ron Jones regarding concerns about the investigations process. Leach stated that he replied to Mr. Jones and has forwarded Mr. Jones' letter to the Investigations Task Force.

5. Next Meeting

The next meeting will be held on December 6, 2000.

6. Adjourn – The meeting was adjourned at 1:15 p.m.

Respectfully submitted,

Drexell White, Licensing Agent